

**EXHIBIT 35**  
**FILED UNDER SEAL**

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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ORACLE, USA, INC., a            )  
Colorado corporation;         )  
ORACLE AMERICA, INC., a     )  
Delaware corporation;        )  
and ORACLE INTERNATIONAL    )  
CORPORATION, a                )  
California corporation,        )  
                  Plaintiffs,   )  
                  vs.                ) No. 2:10-cv-0106  
RIMINI STREET, INC., a        )        -LRH-PAL  
Nevada corporation; SETH       )  
RAVIN, an individual,         )  
                  Defendants.     )  
                                      )  

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Videotaped Deposition of MICHAEL JOHN  
DAVICHICK, taken at Three Embarcadero  
Center, 28th Floor, San Francisco,  
California, commencing at 9:03 a.m.,  
Thursday, July 21, 2011, before  
Kenneth T. Brill, CSR No. 12797.

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<p style="text-align: right;">Page 2</p> <p>1 APPEARANCES OF COUNSEL:</p> <p>2</p> <p>3 FOR THE PLAINTIFFS:</p> <p>4 BINGHAM MCCUTCHEN LLP</p> <p>5 BY: THOMAS S. HIXSON, ESQ.</p> <p>6 Three Embarcadero Center, 28th Floor</p> <p>7 San Francisco, CA 94111-4067</p> <p>8 (415) 393-2152</p> <p>9 thomas.hixson@bingham.com</p> <p>10</p> <p>11 FOR THE DEFENDANTS:</p> <p>12 SHOOK HARDY &amp; BACON LLP</p> <p>13 BY: ROBERT RECKERS, ESQ.</p> <p>14 DAVID J. NIEGOWSKI, ESQ.</p> <p>15 JP MORGANCHASE Tower</p> <p>16 600 Travis Street, Suite 1600</p> <p>17 Houston, TX 77002-2911</p> <p>18 (713) 227-8008</p> <p>19 (816) 559-2687</p> <p>20 rreckers@shb.com</p> <p>21 dniegowski@shb.com</p> <p>22</p> <p>23 ALSO PRESENT:</p> <p>24 Sean McGrath, Videographer</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 MICHAEL JOHN DAVICHICK, after 09:04:29</p> <p>2 having been first duly sworn, was 09:04:29</p> <p>3 examined and testified as follows: 09:04:29</p> <p>4 --- 09:04:29</p> <p>5 EXAMINATION 09:04:29</p> <p>6 --- 09:04:29</p> <p>7 BY MR. HIXSON: 09:04:32</p> <p>8 Q. Good morning, sir. We met already this 09:04:33</p> <p>9 morning, but I'm Tom Hixson and I represent Oracle 09:04:34</p> <p>10 in this case. 09:04:37</p> <p>11 Will you please state your name for the 09:04:38</p> <p>12 record. 09:04:39</p> <p>13 A. Sure. My name is Michael John Davichick. 09:04:40</p> <p>14 Q. Have you had your deposition taken before? 09:04:44</p> <p>15 A. No. 09:04:46</p> <p>16 Q. I'd like to go over a few of the ground 09:04:46</p> <p>17 rules for today. First, do you understand that even 09:04:49</p> <p>18 though we're in a somewhat informal setting, you are 09:04:50</p> <p>19 testifying under oath and you have the same 09:04:54</p> <p>20 obligation to testify truthfully that you would if 09:04:56</p> <p>21 you were in a court of law? 09:04:58</p> <p>22 A. I do. 09:04:59</p> <p>23 Q. Okay. After your deposition is completed, 09:05:00</p> <p>24 you will have the opportunity to review the 09:05:05</p> <p>25 transcript and make any corrections, but I will also 09:05:07</p>
<p style="text-align: right;">Page 3</p> <p>1 THE VIDEOGRAPHER: Good morning. We are 09:00:40</p> <p>2 on the record at 9:03 a.m. on July 21st, 2011. 09:03:02</p> <p>3 This is the videotaped deposition of Michael 09:03:08</p> <p>4 Davichick. My name is Sean McGrath, here with our 09:03:20</p> <p>5 court reporter, Ken Brill. We are here from 09:03:21</p> <p>6 Veritext National Deposition &amp; Litigation Services 09:03:22</p> <p>7 at the request of counsel for plaintiff. 09:03:25</p> <p>8 This deposition is being held at Three 09:03:27</p> <p>9 Embarcadero Center in the City of San Francisco, 09:03:29</p> <p>10 California. The caption of this case is Oracle, 09:03:32</p> <p>11 U.S.A., Incorporated, versus Rimini Street, 09:03:35</p> <p>12 Incorporated, et al. Case number 09:03:39</p> <p>13 2:10-CV-0106-LRH-PAL. 09:03:42</p> <p>14 Please note that audio and video 09:03:56</p> <p>15 recording will take place, unless all parties agree 09:03:58</p> <p>16 to go off the record. Microphones are sensitive 09:04:01</p> <p>17 and may pick up whispers, private conversations and 09:04:03</p> <p>18 cellular interference. At this time will counsel 09:04:06</p> <p>19 and all present identify themselves for the record. 09:04:08</p> <p>20 MR. HIXSON: Tom Hixson, for plaintiffs. 09:04:11</p> <p>21 MR. RECKERS: Rob Reckers, for defendants. 09:04:13</p> <p>22 MR. NIEGOWSKI: David Niegowski, for 09:04:16</p> <p>23 defendants. 09:04:18</p> <p>24 THE VIDEOGRAPHER: Thank you. The witness 09:04:20</p> <p>25 will be sworn in and we can proceed. 09:04:20</p>	<p style="text-align: right;">Page 5</p> <p>1 have the opportunity to comment on any corrections 09:05:10</p> <p>2 that you may make. 09:05:13</p> <p>3 Do you understand that? 09:05:13</p> <p>4 A. I do. 09:05:14</p> <p>5 Q. The court reporter can only transcribe 09:05:15</p> <p>6 what one of us is saying at a time, so we need to be 09:05:17</p> <p>7 careful not to speak over each other. So I will try 09:05:21</p> <p>8 to wait for you to finish your answer before I go on 09:05:24</p> <p>9 with the question, and I'd like it if you -- to wait 09:05:27</p> <p>10 for me to finish my question before you begin your 09:05:31</p> <p>11 answer. 09:05:33</p> <p>12 Do you understand that? 09:05:34</p> <p>13 A. I do. 09:05:34</p> <p>14 Q. From time to time your attorneys may make 09:05:35</p> <p>15 one or more objections. Unless they instruct you 09:05:37</p> <p>16 not to answer, however, after they've made their 09:05:39</p> <p>17 objection, you do need to provide an answer to the 09:05:41</p> <p>18 question, to the extent that you understand it. 09:05:43</p> <p>19 A. Okay. 09:05:45</p> <p>20 Q. Do you understand that? 09:05:46</p> <p>21 A. I do. 09:05:46</p> <p>22 Q. If there is any time during this 09:05:50</p> <p>23 deposition when you would like to take a break, 09:05:52</p> <p>24 please let me know and we can take a break. The one 09:05:54</p> <p>25 exception is if there's a question pending that you 09:05:57</p>

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2 Q. Can you identify the individuals in legal 01:41:09

3 at that time? 01:41:12

4 A. I -- I don't know who they were. It 01:41:12

5 was -- I -- I don't even know if Chris Pickett was 01:41:13

6 on board then, I -- I -- I don't know who the 01:41:22

7 attorneys were. 01:41:23

8 Q. Okay. does Rimini Street have any in-house 01:41:23

9 lawyers today? 01:41:26

10 A. Yes. 01:41:27

11 Q. Okay. And who is that? 01:41:27

12 A. Chris Atteberry. 01:41:28

13 Q. Any there any others? 01:41:31

14 A. There is one other that's new, and I don't 01:41:31

15 know his name. 01:41:33

16 Q. In January of 2008, how many in-house 01:41:34

17 attorneys did Rimini have? 01:41:37

18 A. I believe one or two. 01:41:38

19 Q. And you can't recall who they were? 01:41:40

20 A. No. 01:41:42

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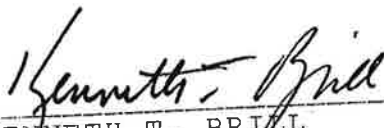
CERTIFICATE OF REPORTER

I, KENNETH T. BRILL, a Certified Shorthand Reporter, hereby certify that the witness in the foregoing deposition was by me duly sworn to tell the truth, the whole truth, and nothing but the truth in the within-entitled cause;

That said deposition was taken down in shorthand by me, a disinterested person, at the time and place therein stated, and that the testimony of the said witness was thereafter reduced to typewriting, by computer, under my direction and supervision;

I further certify that I am not of counsel or attorney for either or any of the parties to the said deposition, nor in any way interested in the event of this cause, and that I am not related to any of the parties hereto.

DATED: July 27, 2011

  
KENNETH T. BRILL  
CSR#12797

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